## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## REQUEST FOR FILING (RULE 53(b)(1))



## FOR DESIGN OR UTILITY APPLICATIONS (DO NOT USE FOR CIPs)

<b>EE</b> 653	3(b)(1)	PATENT A	APPLICATION:								
	Contin				_			<b>"E 2"</b>			
			application un	der 37 CFR 1.53(b)(1	)			20 E			
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of pend	ling prid	or applicat	ion of		Group Art t	Group Art Unit: to be assigned					
Invento	r(s):	ALTENBU	JCHNER et al.		Examiner:	to be assigned	d	- P			
Parent	Appln.	No.:	09/ Series Code û	285,055 Serial No. û	_ Atty. Dkt.	P 284981 New M#	980025 Client				
Parent This Ap		April 2, 1 led: Ja	1999 Inuary 15, 2002	( herewith)							
Title:			-N-Carbamoyla Amino Acids Th	se from Arthrobacter / erewith			_				
Hon. C		sioner of F DC 20231			Date: (Parent Ma	January 15, 200 tter No. <u>2586</u>		_ )			
		To eff	ect the above-re	equested filing today:							
	Attacl	ned is a co	opy (which mus	st be filed) of the prio	r application,	including:					
	<ul> <li>Abstract</li> <li>Specification and claims (<u>27</u> pages) (<u>must</u> be attached)</li> <li>□ Drawings (<u>must</u> be attached if originally filed): <u>2</u> sheet(s)/set: □ 1 set informal;</li> <li>□ Formal of size</li> </ul>										
1A. (1) (2)	1A. Always X one box, only:  (1) One Signed declaration or oath as originally filed in prior application attached  (2) Copy of Signed declaration or oath as originally filed in prior application attached										
2.	2. This application is hereby filed by <u>less than all of the inventors</u> named in the prior application. Petition is hereby made requesting deletion as inventor(s) of the following who is/are <u>not</u> inventor(s) of the invention being claimed in this application <u>(DELETE THE FOLLOWING INVENTOR(S)):</u>										
		1.			2.						
		3.			4.						
•		5. 5.			6.						
		7.			8.						
2.5	<b>+</b>										
	. · - <del></del>										
		1.	Joseph ALTE		2.	Ralf MAT					
		3.	Markus PIETZ	SCH	4.		SYLDATK				
		5.	Anja WIESE		6.	Burkard V	VILIVIS	<u></u>			
		7.			8.						

3. The entire disclosure of the prior application is considered as being part of the disclosure of the accompanying application and is hereby incorporated therein by reference thereto.

4.	$\boxtimes$	Priority is claimed under 3	5 U.S.C. 119/365 base	ed on filing i	n GERMANY	of						
		A (* (* A)	F		(country)							
	(1)	Application No.	Filing Date	(2)	Application No.	Filing Date						
	(1) (3)	DE 198 148 13.5	April 2, 1998	(2) (4)								
	(5)	<del></del>		(6)								
	` ' _			-								
	a. [ (No.) Certified copy/copies attached.											
	b. Certified copy/copies previously filed on June 17, 1999 in											
	U.S. Application No. 09/285,055 , filed on April 2, 1999.											
		c. Certified copy/copies filed during International stage of PCT/ / .										
4(a).	(a) [	Domestic priority is cla	aimed from PCT/	<i></i> ,	filed							
	(b) [	Benefit is claimed of F	Provisional Application	No. 60/_	, filed							
ţ	1) Degussa-Hüls Aktiengesellschaft 2) Universität Stuttgart;											
	$\boxtimes$	Assignee (optional)	3) Roche Diag	•	,	iai Stuttgart,						
6	<u> </u>	, (ep. (ep. (ep. (ep. (ep. (ep. (ep. (ep.										
6	$\boxtimes$											
		different assignors): 1	and respective <u>ne</u>	w Cover She	eets. (Do <u>NO I</u> file old	cover sneets.)						
Andrews Andrew		/ A i		··· Cavaa Ch	anto in this appliantia	annlication if you						
	application if you											
<b>E</b>		want it/them recorded against the continuing application.)										
Samuel Control of the	Please return the recorded Assignment to the undersigned.											
<b>7</b> .	The power of attorney in the prior application is to Pillsbury Madison & Sutro LLP											
		Ino power of automosy in the prior approacher to to 1 modern modern modern a data cult										
	`	(Name and Reg. No.)										
	whose	whose current address is as in item 8 below.										
	а. 🖂	Recognize as associate	attorney Michael A. Sa	anzo, 36912								
,	<del></del>											
	(Name	e, Reg. No. and Address)										
8.	Addre	ess all future communica	tions to Intellectual F	Property Gre	oup							
	of Pills	sbury Winthrop LLP, 160	0 Tysons Boulevard,	, McLean, V	'A 22102							
9.	This a	pplication claims benefit of	the following prior US	application	(s), the contents of wh	nich are incorporated						
<b>.</b>		is application by this refere	_		(-),							
		No. 09/	285,055 filed April	2, 1999								
		No/	filed	· · · · · · · · · · · · · · · · · · ·								
		No/	filed									
		No. PCT/ /	filed			, which						
desigr	nated th	e U.S. and that Internation	al Application [_] was	☐ was	s not published und English	ler PCT Acticle 21(2) in						
	57.0					Control of the Indian						
9(a).	See the attached Preliminary Amendment, which amends the first page of the specification to claim benefit of the above listed US application(s)											
10.	Small	Entity Status →	⊠ is Not claimed	is clair	med ( <b>pre</b> -filing confirn	nation required)						
(NIA ) Om all Falls Otatamant (a) (automant (b) (automant												
(No.) Small Entity Statement(s) ( <u>not</u> essential since 9/8/00) were/are:												
attached.												
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11. ( <u>one</u> bo		on to extend the life of the a is being concurrently filed										
(must be	==	was previously filed in tha	• • • •	`	_ ·							
- <del></del>		. ,		•								

(X'd) □ 12. □	<ul> <li>is not necessary for copendency (Double check before X'ing this box).</li> <li>INFORMATION DISCLOSURE STATEMENT: Attached is Form PTO-1449 listing all of the documents cited by Applicant and the PTO in the parent application(s) relied upon under 35 USC 120 and referenced in item 9 above. Per Rule 98(d) copies of those documents are not required now. Please consider those documents and advise that they have been considered in this new application as by returning a copy of the enclosed Form PTO-1449 with the Examiner's initials in the left column per MPEP 609.</li> </ul>										
13.	Attached is a Rule 103(a) Petition to Suspend Action.										
14.	Please see the attached Preliminary Amendment which reduces the number of claims for purposes of reducing the initial filing fee.										
FILING FEE  THE FOLLOWING FILING FEE IS BASED ON ->->->-CLAIMS AS FILED AND CHANGED BY PRELIMINARY AMENDMENT IN ITEM 14<  NOTE: If box 1A2 is X'd, do not pay fees, but leave lines 15-22 and 27-32 blank.  Large/Small Fee											
					Large/Small Entity		Fee Code				
	ing Fee ing Fee			gn Application ity Application	\$330/\$165 \$740/\$370	+740	106/26 101/201				
5e: **	ective Claims		minus 20 =		x \$18/\$9	- <del>-</del> -0	103/203				
18. Independ	dent Claims		minus 3 =		x \$84/\$42	+0	102/202				
19 If any pro	oper multiple depe	ndent claim (igi	nore improper) i	is present,	\$280/\$140	+0	104/204				
20.					Subtotal =	\$740					
21. If "petitio	n" box 13 above is	x'd, add petition	on fee	\$130		+0	122				
	above is X'd, add		+40	581							
22	22. TOTAL FILING FEE ATTACHED = \$780										
22.			101	AL FILING FL							
					(carr	y forward to	Item 31)				
23.	TTACHED:										
24 🖂 S	⊠ See the attached Preliminary Amendment										
25.	See NONPUBLICATION REQUEST under Rule 213(a) attached (Pat-258)										

26.

## ADDITIONAL FEE CALCULATION FOR PRELIMINARY AMENDMENT PER BOXES 24/25

	after	aining	Highest number previous paid for	sly	Prese Extra				Additional Fee	
						<u>L</u>	arge/Small I	Entity		File Code
27.	Total Effective Clain	ns <u>*11</u>	minus **	20	0	×	\$18/\$9	=	\$ 0	(103/203)
28.	Independent Claim	s <u>*1</u>	minus ***	3 :	=	_ x	\$84/\$42	=	+ 0	(102/202)
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31.				plus FEI	E from item	1 22	on page 3		+ 780	
32.					TOTA	L FE	E ATTACH	ED	\$ 780	:
<b>3</b> 3.	*If the entry in this space is le	ess than a entry in the	e next space, the	"Present Extra	" result is "0"					
34.	**If the "Highest number previously paid for" (see item 17 above) is less than 20, write "20" in this space									
<b>3</b> 5.	If the "Highest number previously paid for" (see item 18 above) is less than 3, write "3" in this space							00	0909	
ត្ត <del>ជ</del> ្ជី	Our Deposit Accou	int No. 03-397 21123 C:		284981	M#					
		0	rr		19677					

CHARGE STATEMENT: Upon the filing of a Declaration pursuant to Rule 60(b) or 60(d), the Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown above for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT <u>does not authorize</u> charge of the <u>issue fee</u> until/unless an issue fee transmittal form is filed.

Pillsbury Winthrop LLP Intellectual Property Group

By Atty: Michael A. Sanzo Reg. No. 36912

Sig: Michiel A. Sand Fax: (703) 905-2500 Tel: (703) 905-2173

Atty./Sec MAS/AMX

NOTE No. 1: File this Request in <u>duplicate</u> with 2 postcard receipts (PAT-103) & attachments NOTE No. 2: Is extension in parent necessary for copendency? <u>DOUBLE CHECK Item 11 above.</u> If yes, printout Pat-111 and head it in <u>parent</u>.